THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.5162 of 2006

Dated:10.04.2006

Between:
L.Madhusudhan Reddy, and another.

..... PETITIONER

AND

The District Collector, R.R.District, Lakdikapool, Hyderabad, and others.

.....RESPONDENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.5162 of 2006

ORDER:

The petitioners are allegedly the owners of the land admeasuring 300 square yards equivalent to 250.8 square metres each bearing plot Nos.136, 137 and 151 in Survey Nos.227/1 and 228 of Bahadurpalli Village, Quthbullapur Mandal, Ranga Reddy District. They want to sell away the said land to the intending purchasers. They allegedly approached the respondents for registration of the documents. The petitioners allege that they were informed that in view of the Circular, dated 06.02.2001, issued by the first respondent, the demand for registration cannot be accepted. Aggrieved by the same, the present writ petition is filed.

Heard the learned Counsel for the petitioners and the learned Assistant Government Pleader for Revenue (General). As rightly pointed out by the learned Assistant Government Pleader, this Writ Petition is filed without any proper cause of action. No details are given in paragraph No.3 of the affidavit as to when the petitioners purchased the stamp papers and as to when they presented the documents for registration. On such vague allegation, the writ petition cannot be entertained.

Therefore, liberty is given to the petitioners to present the purportedly executed sale deeds and stamp papers to the third respondent, who is directed to give reasons if the documents are not accepted for registration. If the third respondent refuses to register and gives reasons, it shall be open to the petitioners to file an appeal before the second respondent under Section 72 of the Registration Act, 1908. And even if the petitioners are unsuccessful before the second respondent, their remedy is to file a suit under Section 77 of the Registration Act.

The Writ Petition is accordingly disposed of. No costs.

_____

(V.V.S.RAO, J)

10.04.2006
vs